

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FUEL CELL, the specification of which

\_\_\_\_\_ was filed on \_\_\_\_\_ as  
United States Application Number or PCT International  
Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION<br>NUMBER | DATE OF FILING<br>(day, month, year) | DATE OF ISSUE<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 U.S.C. §<br>119 |
|---------|-----------------------|--------------------------------------|-------------------------------------|--|
| Japan   | 2000-225191           | 26, July, 2000                       |                                     | Yes  |

PRIOR UNITED STATES APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| APPLICATION NUMBER | FILING DATE<br>(day, month, year) |
|--------------------|-----------------------------------|
|                    |                                   |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION NUMBER | FILING DATE<br>(day, month, year) | STATUS<br>(i.e. Patented, Pending, Abandoned) |
|--------------------|-----------------------------------|---|
|                    |                                   |   |

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorneys:  
**Edward W. Greason (Reg. No. 18,918)**  
**John C. Altmiller (Reg. No. 25,951)**

SEND CORRESPONDENCE, AND DIRECT TELEPHONE CALLS TO:

**John C. Altmiller**  
**KENYON & KENYON**  
1500 K Street, N.W.  
Suite 700  
Washington, D.C. 20005  
(202) 220-4200 (phone)  
(202) 220-4201 (facsimile)

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

|                                      |  |                                   |   |
|--------------------------------------|--|-----------------------------------|---|
| FULL NAME OF INVENTOR                | FAMILY NAME<br>Kawahara  | FIRST GIVEN NAME<br>Tatsuya       | SECOND GIVEN NAME                             |
| RESIDENCE & CITIZENSHIP              | CITY<br>Toyota-shi, Aichi-ken  | STATE OR FOREIGN COUNTRY<br>Japan | COUNTRY OF CITIZENSHIP<br>Japan               |
| POST OFFICE ADDRESS                  | POST OFFICE ADDRESS<br>c/o Toyota Jidosha<br>Kabushiki Kaisha of 1,<br>Toyota-cho, | CITY<br>Toyota-shi, Aichi-ken     | STATE & ZIP<br>CODE/COUNTRY<br>471-8571 Japan |
| Signature<br><i>Tatsuya Kawahara</i> |  | Date<br>July 17, 2001             |   |

|                         |                     |                          |                          |
|-------------------------|---------------------|--------------------------|--------------------------|
| FULL NAME OF INVENTOR   | FAMILY NAME         | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
| RESIDENCE & CITIZENSHIP | CITY                | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS | CITY                     | STATE & ZIP CODE/COUNTRY |
| Signature               |                     | Date                     |                          |
|                         |                     |                          |                          |
| FULL NAME OF INVENTOR   | FAMILY NAME         | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
| RESIDENCE & CITIZENSHIP | CITY                | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS | CITY                     | STATE & ZIP CODE/COUNTRY |
| Signature               |                     | Date                     |                          |
| FULL NAME OF INVENTOR   | FAMILY NAME         | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
| RESIDENCE & CITIZENSHIP | CITY                | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS | CITY                     | STATE & ZIP CODE/COUNTRY |
| Signature               |                     | Date                     |                          |
|                         |                     |                          |                          |